

ROTTENBERG LIPMAN RICH, P.C.
369 Lexington Avenue, 16th Floor
New York, New York 10017
(212) 661-3080
Harry W. Lipman (HL 4207)
Thomas E. Chase (TC 8266)
Attorneys for Defendant, Walleye Trading Advisors, LLC

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

DANIEL EISNER,

Plaintiff,

-against-

WALLEYE TRADING ADVISORS, LLC

Defendant.

X

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07 CIV 7837 (AKH)

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NOTICE OF DEPOSITION

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X

PLEASE TAKE NOTICE that, pursuant to Federal Rules of Civil Procedure, defendant, by its counsel Rottenberg Lipman Rich, P.C., will take the deposition upon oral examination and of Daniel Eisner in the above-captioned action at the offices of Rottenberg Lipman Rich, P.C., 369 Lexington Avenue, Fifteenth Floor, New York, New York 10017 on November 30, 2007 at 9:30 a.m. before a notary public or some other officer authorized to administer oaths. The deposition shall be for one day or until completed and shall be recorded by written transcription. You are invited to attend and cross-examine.

Dated: New York, New York
October 16, 2007

ROTTENBERG LIPMAN RICH, P.C.

By: 

Harry W. Lipman (HL-4207)

Thomas Chase (TC-8266)

369 Lexington Avenue, Fifteenth Floor

New York, New York 10017

Attorneys for Defendant Walleye Trading
Advisors, LLC

To: MCDERMOTT WILL & EMORY
340 Madison Avenue
New York, NY
10173-1922
Attn: Terri L. Chase, Esq.
Attorneys for Plaintiff

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AFFIDAVIT OF SERVICE

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X

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

Andrew Rushford, being duly sworn, deposes and says that deponent is a disinterested party, is over 18 years of age, and resides in Nassau County, New York. That on the 16th day of October, 2007, deponent served the within NOTICE OF DEPOSITION by mailing the same in a sealed envelope, with postage prepaid thereon, in a post-office or official depository of the U.S. Postal Service within the State of New York to the individuals listed below, addressed as follows:

McDermott Will & Emory
340 Madison Avenue
New York, New York 10173-1922
Attn: Terri L. Chase, Esq.

Sworn to before me this
16th day of October, 2007



Andrew Rushford


Notary Public

CHARLES S. RICH
Notary Public, State of New York
No. 02R16087673
Qualified in New York County
Commission Expires February 24, 2011